



U.S. Department of Justice
Civil Division, Federal Programs Branch
950 Pennsylvania Ave., NW
Washington, DC 20530

By ECF

March 8, 2024

The Honorable Frederic Block
United States District Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 10007

Re: *Tanya Asapansa-Johnson Walker, et al. v. Xavier Becerra, et al.*, No. 20-cv-02834 (FB) (VMS)

Dear Judge Block:

On behalf of the parties to this Action, undersigned counsel respectfully submit this status report letter as to the ongoing administrative rulemaking proceedings of the United States Department of Health and Human Services ("HHS") implementing Section 1557 of the Affordable Care Act. HHS published a proposed rule implementing Section 1557 of the Affordable Care Act in the Federal Register on August 4, 2022. Nondiscrimination in Health Programs and Activities, 87 Fed. Reg. 47,824 (Aug. 4, 2022). HHS has submitted a draft of the final rule to the Office of Management and Budget Office of Information and Regulatory Affairs ("OIRA"). OIRA received the draft final rule on December 21, 2023. The status of the rule is available at this website: <https://www.reginfo.gov/public/do/eoDetails?rrid=354213>.

Respectfully submitted,

EDWARD J. JACOBS

/s/ Edward J. Jacobs

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